

UNITED STATES DISTRICT COURT  
DISTRICT OF MASSACHUSETTS

U.S. TRUST COMPANY, N.A., in its capacity as Plan Administrator and Trustee of the Arthur D. Little, Inc Employees' MDT Retirement Plan,

Plaintiff,

v.

KARL P. FAGANS, and GARY BECK,

Defendants.

Civil Action  
No. 05-CV-10013 (WGY)

**CERTIFICATION OF GLORIA POLLACK  
PURSUANT TO LOCAL RULE 16.1(D)(3)**

I, Gloria Pollack, Senior Vice President of U.S. Trust Company, N.A. ("U.S. Trust"), hereby certify that I have conferred with Joseph F. Hardcastle, U.S. Trust's counsel in this action (a) with a view to establishing a budget for the costs of conducting the full course, and various alternative courses, of this litigation; and (b) to consider the resolution of this litigation through the use of alternative dispute resolution programs.

  
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Gloria Pollack

Dated: August 17, 2006